

AN ORDINANCE 100825

APPROVING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BEXAR COUNTY WHICH ESTABLISHES CERTAIN TERMS BY WHICH THE CITY OF SAN ANTONIO WILL CONSENT TO THE CREATION OF EMERGENCY SERVICES DISTRICT #4 WITHIN THE CITY'S EXTRATERRITORIAL JURISDICTION FOR THE PROVISION BY THE DISTRICT OF FIRE SUPPRESSION AND EMERGENCY MEDICAL SERVICES FOR INDIVIDUALS RESIDING WITHIN ITS BOUNDARIES.

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WHEREAS, certain residents of Bexar County have filed a petition with Bexar County Commissioners' Court in which they seek to form an Emergency Services District #4 ("ESD #4"), which would include a portion of the Extraterritorial Jurisdiction ("ETJ") of the City of San Antonio; and,

WHEREAS, the citizens involved in the project have applied to the City of San Antonio for permission to include that portion of the Extraterritorial Jurisdiction within the proposed special district as required by Chapter 775 of the Texas Health & Safety Code; and,

WHEREAS, the affected portion of the City's Extraterritorial is more particularly described in the Petition for Formation of the District attached at **Exhibit B**; and,

WHEREAS, representatives of Bexar County, Texas ("County") and the City of San Antonio ("City") have negotiated an agreement pursuant to state law which, if approved by the County and City, will be incorporated into the call for the election on formation of the proposed ESD #4; and,

WHEREAS, the negotiated agreement clarifies that the City may petition for the removal of the city owned property or certain property it acquires; and

WHEREAS, City staff has reviewed the proposal and has recommended that permission be granted on the conditions set forth in the attached agreement; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

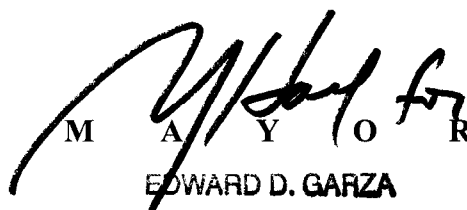
SECTION 1. Permission is hereby granted to include the portion of the Extraterritorial Jurisdiction of the City of San Antonio within the proposed Bexar County Emergency Services District No. 4 in accordance with the terms of Chapter 775, Texas Health & Safety Code and the Agreement for Approval of ESD #4 which is set forth in substantially final form at **Exhibit A**. A copy of the petition for formation of ESD #4 is attached hereto as **Exhibit B** and contains a description of the area to be included within the district. **Exhibits A and B** are attached hereto

and incorporated herein for reference. The City Manager or her designee is hereby authorized to execute the Agreement on behalf of the City and to take such further and necessary acts to implement this Ordinance.

SECTION 2. The City Clerk is directed to forward a copy of this action to the County Judge, Bexar County on behalf of the City.

SECTION 3. This ordinance is effective on May 15, 2005.


PASSED AND APPROVED this 5th day of May, 2005


M A Y O R
EDWARD D. GARZA

ATTEST:


CITY CLERK

APPROVED AS TO FORM:


City Attorney

Agenda Voting Results

Name: 35.

Date: 05/05/05

Time: 06:29:34 PM

Vote Type: Multiple selection

Description: An Ordinance approving the terms and conditions and authorizing the execution of an agreement with Bexar County which establishes certain terms by which the City of San Antonio will consent to the creation of Emergency Services District #4 within the City's Extraterritorial Jurisdiction for the provision by the District of fire suppression and emergency medical services for individuals residing within its boundaries. [Presented by Christopher J. Brady, Assistant City Manager; J. Rolando Bono, Interim City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1	Not present			
JOEL WILLIAMS	DISTRICT 2	Not present			
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9	Not present			
CHIP HAASS	DISTRICT_10	Not present			
MAYOR ED GARZA	MAYOR	Not present			